

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT
 BY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT
☐ SUPERSEDING
OFFENSE CHARGED
 18 U.S.C. §§ 922(g)(1) – Felon in Possession of Firearm and/
 or Ammunition
 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c) –
 Forfeiture Allegation

☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony

 PENALTY: Max. Imprisonment: 10 years (18 U.S.C. § 924(a)(2))
 Max. Fine: \$250,000 (18 U.S.C. § 3571)
 Max. Supervised Release: 3 years (18 U.S.C. § 3583(b)(2))
 Mandatory Special Assessment: \$100 (18 U.S.C. § 3013)

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

OAKLAND DIVISION

DEFENDANT - U.S.▶ EMONIE BAILEY

DISTRICT COURT NUMBER

CR22-447JSW

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

FBI
☐ person is awaiting trial in another Federal or State Court,
 give name of court

☐ this person/proceeding is transferred from another district
 per (circle one) FRCrP 20, 21, or 40. Show District

☐ this is a reprosecution of
 charges previously dismissed
 which were dismissed on motion
 of:

☐ U.S. ATTORNEY ☐ DEFENSE
SHOW
DOCKET NO.
☒ this prosecution relates to a
 pending case involving this same
 defendant
MAGISTRATE
CASE NO.
☐ prior proceedings or appearance(s)
 before U.S. Magistrate regarding this
 defendant were recorded under

Name and Office of Person

Furnishing Information on this form Stephanie M. Hinds☒ U.S. Attorney ☐ Other U.S. Agency

Name of Assistant U.S.

Attorney (if assigned)

Lina Peng**DEFENDANT****IS NOT IN CUSTODY**

Has not been arrested, pending outcome this proceeding.

1) ☐ If not detained give date any prior
summons was served on above charges ▶2) ☐ Is a Fugitive3) ☐ Is on Bail or Release from**IS IN CUSTODY**4) ☐ On this charge5) ☐ On another conviction6) ☒ Awaiting trial on other chargesIf answer to (6) is "Yes", show name of institution
SFPD
 Has detainer ☐ Yes
 been filed? ☒ No

 If "Yes"
 give date
 filed
**DATE OF
ARREST** ▶Month/Day/Year
09/16/2022

Or... if Arresting Agency & Warrant were not

**DATE TRANSFERRED
TO U.S. CUSTODY** ▶

Month/Day/Year

FILED

Nov 29 2022

 Mark B. Busby
 CLERK, U.S. DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO
☐ Federal ☐ State☐ This report amends AO 257 previously submitted**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**☐ SUMMONS ☐ NO PROCESS* ☒ WARRANT

Bail Amount: _____

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

* Where defendant previously apprehended on complaint, no new summons or
warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____ Before Judge: _____

Comments:

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OFFENSE CHARGED

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18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c) – Forfeiture Allegation

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Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

OAKLAND DIVISION

DEFENDANT - U.S.

HAROLD HOLLIS

DISTRICT COURT NUMBER

CR22-447JSW

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

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☐ person is awaiting trial in another Federal or State Court, give name of court

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 Furnishing Information on this form Stephanie M. Hinds

☒ U.S. Attorney ☐ Other U.S. Agency

 Name of Assistant U.S.
 Attorney (if assigned) Lina Peng
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-
- 6)
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ARREST
 Month/Day/Year
 09/16/2022

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TO U.S. CUSTODY

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 Mark B. Busby
 CLERK, U.S. DISTRICT COURT
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 SAN FRANCISCO

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 BY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT
☐ SUPERSEDING
OFFENSE CHARGED

18 U.S.C. §§ 922(g)(1) – Felon in Possession of Firearm and Ammunition

18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c) – Forfeiture Allegation

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Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

OAKLAND DIVISION

DEFENDANT - U.S.

DARELL EVERETTE

DISTRICT COURT NUMBER

CR22-447JSW

FILED

Nov 29 2022

 Mark B. Busby
 CLERK, U.S. DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO
PROCEEDING

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Date/Time: _____ Before Judge: _____

Comments:

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA

VENUE: OAKLAND

CR22-447JSW

UNITED STATES OF AMERICA,

V.

EMONIE BAILEY,
HAROLD HOLLIS,
DARELL EVERETTE,

DEFENDANT(S).

FILED

Nov 29 2022

Mark B. Busby
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO

INDICTMENT

18 U.S.C. § 922(g)(1) – Felon in Possession of a Firearm and Ammunition

A true bill.

/s/ Foreperson of the Grand Jury

Foreman

Filed in open court this 29th day of

November, 2022.

Stephen Ybarra

Clerk

Bail, \$ No Bail Warrant



Hon. Alex G. Tse, United States Magistrate Judge

FILED

Nov 29 2022

Mark B. Busby
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO

STEPHANIE M. HINDS (CABN 154284)
United States Attorney

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,)	CASE NO. CR22-447JSW
)	
Plaintiff,)	<u>VIOLATION:</u>
)	18 U.S.C. § 922(g)(1) – Felon in Possession of a
v.)	Firearm and Ammunition;
)	18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c) –
EMONIE BAILEY,)	Forfeiture Allegation
HAROLD HOLLIS,)	
DARELL EVERETTE,)	
)	
Defendants.)	

INDICTMENT

The Grand Jury charges:

COUNT ONE: (18 U.S.C. § 922(g)(1) – Felon in Possession of Firearm and Ammunition)

On or about September 16, 2022, in the Northern District of California, defendant,

EMONIE BAILEY,

knowing he had previously been convicted of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed a firearm, namely, one black 5.56 x 45 mm caliber Anderson Manufacturing semi-automatic pistol, bearing serial number 18045146, loaded with ammunition, namely, nineteen Winchester rounds, six Frontier rounds, six Lake City Army rounds, and six Remington Norma rounds, and knowingly possessed ammunition, namely, twenty-one .223 Remington

INDICTMENT

1 Federal Cartridge Company rounds, loaded inside one black 5.56 x 45 mm AR-15 style semi-automatic
 2 pistol, and the firearm and ammunition were in and affecting interstate and/or foreign commerce, all in
 3 violation of Title 18, United States Code, Section 922(g)(1).

4 COUNT TWO: (18 U.S.C. § 922(g)(1) – Felon in Possession of Firearm and Ammunition)

5 On or about September 16, 2022, in the Northern District of California, defendant,

6 HAROLD HOLLIS,

7 knowing he had previously been convicted of a crime punishable by imprisonment for a term exceeding
 8 one year, knowingly possessed a firearm, namely, one 5.7 x 28 mm caliber Ruger-57 semi-automatic
 9 pistol, bearing serial number 64119170, loaded with ammunition, namely, twenty FN Herstal rounds,
 10 and knowingly possessed ammunition, namely, twenty-one .223 Remington Federal Cartridge Company
 11 rounds, loaded inside one black 5.56 x 45 mm AR-15 style semi-automatic pistol, and the firearm and
 12 ammunition were in and affecting interstate and/or foreign commerce, all in violation of Title 18, United
 13 States Code, Section 922(g)(1).

14 COUNT THREE: (18 U.S.C. § 922(g)(1) – Felon in Possession of Firearm and Ammunition)

15 On or about September 16, 2022, in the Northern District of California, defendant,

16 DARELL EVERETTE,

17 knowing he had previously been convicted of a crime punishable by imprisonment for a term exceeding
 18 one year, knowingly possessed a firearm, namely, one black 9 mm Glock-19 semi-automatic pistol,
 19 bearing serial number BPKY547, loaded with ammunition, namely, two Sellier & Bellet rounds and
 20 fourteen Barnes Luger rounds, and the firearm and ammunition were in and affecting interstate and/or
 21 foreign commerce, all in violation of Title 18, United States Code, Section 922(g)(1).

22 FORFEITURE ALLEGATION: (18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c))

23 The allegations contained in counts one through four of this Indictment are re-alleged and
 24 incorporated by reference for the purpose of alleging forfeiture pursuant to Title 18, United States Code,
 25 Section 924(d) and Title 28, United States Code, Section 2461(c).

26 Upon conviction of the offense set forth in this Indictment, defendants,

27 EMONIE BAILEY,
 28 HAROLD HOLLIS,
 DARELL EVERETTE,

1 shall forfeit to the United States, pursuant to Title 18, United States Code, Section 924(d) and Title 28,
 2 United States Code, Section 2461(c), any firearm and ammunition involved in the commission of the
 3 offense, including, but not limited to, the following property:

- 4 a. One black 5.56 x 45 mm AR-15 style semi-automatic pistol, and ammunition,
 5 namely, twenty-one .223 Remington Federal Cartridge Company rounds and four
 6 Poongsan rounds seized on or about September 16, 2022;
- 7 b. One black 9 mm Glock 19 semi-automatic pistol bearing serial number BPKY547,
 8 and ammunition, namely, two rounds of Sellier & Bellot and fourteen rounds of
 9 Ruger seized on or about September 16, 2022;
- 10 c. One 5.7 x 28 mm caliber Ruger-57 semi-automatic pistol, bearing serial number
 11 64119170, one magazine, and ammunition, namely, twenty rounds of FN Herstal,
 12 seized on or about September 16, 2022;
- 13 d. One black 5.56 x 45 mm caliber Anderson Manufacturing semi-automatic pistol,
 14 bearing serial number 18045146, one magazine, and ammunition, namely, nineteen
 15 Winchester rounds, six Frontier rounds, six Lake City Army rounds, and six
 16 Remington Norma rounds, seized on or about September 16, 2022;
- 17 e. One black Durkin AR-15 semi-automatic pistol, one magazine, one magazine, and
 18 ammunition, namely sixteen Winchester rounds and ten Poongsan rounds, seized on
 19 or about September 16, 2022;
- 20 f. One 7.62 x 39 mm caliber AK-47 style semi-automatic rifle, bearing serial number
 21 BR 45315, and one magazine seized on or about September 16, 2022;
- 22 g. Any magazines, firearms accessories or parts, and ammunition seized with the above
 23 firearms on or about September 16, 2022;
- 24 h. Any ammunition, magazines, firearms accessories or parts, seized from 7036
 25 MacArthur Blvd, Apartment 9, Oakland CA, on or about September 16, 2022,
 26 including but not limited to the following: one 100 round drum magazine loaded with
 27 ammunition; one Glock 10 round magazine seized from dresser drawer; ammunition
 28 of various caliber seized from hamper in closet; one rifle magazine and one high-

capacity .45 cal magazine seized from kitchen cabinet; two boxes of ammunition seized from kitchen cabinet; sixty-nine 7.62 x. 39 mm unfired cartridges seized from kitchen table; one 5.7 mm unfired cartridge seized from under couch; 167 loose rounds of ammunition of various caliber and manufacturer seized from residence.

If any of the property described above, as a result of any act or omission of the defendant:

- a. cannot be located upon exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty,

the United States of America shall be entitled to forfeiture of substitute property pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 28, United States Code, Section 2461(c).

All pursuant to Title 18, United States Code, Section 924(d), Title 28, United States Code, Section 2461(c), and Federal Rule of Criminal Procedure 32.2.

DATED: November 29, 2022

A TRUE BILL.

/s/ Foreperson
FOREPERSON
SAN FRANCISCO

STEPHANIE M. HINDS
United States Attorney

/s/ Lina Peng
LINA PENG
Assistant United States Attorney